IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH.

Crl. Misc. No. 54859-M of 2006

DATE OF DECISION : 11.09.2006

Savitri

.... PETITIONER

Versus

State of Haryana and others

..... RESPONDENTS

CORAM :- HON'BLE MR. JUSTICE SATISH KUMAR MITTAL

Present: Mr. Rupam K. Aggarwal, Advocate,
for the petitioner.

* * *

Petitioner Savitri has filed this petition under Section 482 of the Code of Criminal Procedure for issuing direction to the investigating agency to submit the supplementary challan in case FIR No. 15 dated 29.1.2006 under Sections 323, 147, 148, 452 IPC and Section 3 of the SC & ST Act, by implicating the persons, who have been left by the investigating agency and also to add offence under Section 3 of the SC & ST Act.

I have heard counsel for the petitioner and gone through the contents of the petition.

In this case, on the complaint made by the petitioner, the aforesaid FIR was registered, matter was duly investigated and during the investigation, allegations made by the petitioner under the SC & ST Act were found to be false. Not only that, some of the accused were found to be falsely implicated. On the application by the petitioner to senior police officer, the matter was again investigated, but with the same result. Thereafter, challan was filed against some of the accused. In the petition, no malafide has been alleged against the local police. There is no material to

show that the investigation has not been conducted fairly. At this stage, I do not find any ground to issue the direction to the investigating agency to submit supplementary challan. Even otherwise, such a direction cannot be issued to the investigating agency, in view of the law laid down by the Supreme Court in ***R. Sarala*** vs. ***T.S. Velu and others,*** 2000 (2) RCR (Crl.) 637.

Dismissed.

September 11, 2006 **(SATISH KUMAR MITTAL)**
ndj **JUDGE**